



PATENT  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Yoshio SASAKI et al. ) Confirmation No.: 2300  
)  
Application No.: 10/076,602 ) Group Art Unit: 2627  
)  
Filed: February 19, 2002 ) Examiner: Kim K. Chu  
)  
For: RECORDING MEDIUM, )  
INFORMATION RECORDING )  
APPARATUS, INFORMATION )  
RECORDING METHOD, )  
INFORMATION RECORDING )  
MEDIUM, AND RECORDING )  
PROGRAM )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Window, Mail Stop Amendment**  
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement (IDS) is being filed after the events recited in § 1.97(c) but before the payment of the issue fee for the above-identified application. Under the provisions of 37 C.F.R. § 1.97(d), a fee of \$180.00, as specified by § 1.17(p) is due for filing this IDS.

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Each item of information contained in this IDS was first cited in a Japanese Office Action dated February 1, 2008 in a corresponding Japanese application. Hence, to the best of the undersigned's knowledge and recollection, each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application

not more than three months prior to the filing of this IDS. A copy of the Japanese Office Action dated February 1, 2008 is enclosed for the Examiner's consideration.

The cited non-U.S. documents listed on the attached PTO Form 1449 are in a language other than English. The relevance of these documents can be understood from at least the attached English-language Abstracts, and the citation of the documents in the attached Japanese Office Action dated February 1, 2008.

While the Japanese Office Action dated February 1, 2008 additionally cites to JP 2000-293852, H08-329469 and H07-93754, these documents are not listed on the attached PTO Form 1449 because they were previously cited in this application in IDS's filed on November 15, 2007, August 2, 2002 and December 21, 2006, respectively.

Copies of the documents listed on the PTO Form 1449 are attached.

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "Prior Art". If it should be determined that the listed documents do not constitute "Prior Art" under the United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENIONS OF TIME** in accordance with 37 C.F.R. § 1.13(a)(3).

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**



By:

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Dated: March 12, 2008

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